

Amendment No. 3 to SB0325

**Haile
Signature of Sponsor**

AMEND Senate Bill No. 325*

House Bill No. 234

By adding the following language at the end of the subsection (c) of the amendatory language of Section 1:

This subsection (c) also shall apply to pharmacist-generated prescription orders of the product pursuant to § 63-10-206. The provision of the patient education and counseling as a part of the practice of pharmacy shall be required when product is issued under this subsection (c).

AND FURTHER AMEND by deleting the language " an over-the counter product containing pseudoephedrine or ephedrine " from the first sentence of subsection (d) of the amendatory language of Section 1 and by substituting instead the language " a nonexempt product that contains any immediate methamphetamine precursor ".

AND FURTHER AMEND by deleting the language " an over-the counter product containing pseudoephedrine or ephedrine not otherwise excluded from the recordkeeping requirement" from the first sentence of subsection (e) of the amendatory language of Section 1 and by substituting instead the language " any product that contains any immediate methamphetamine precursor ".

AND FURTHER AMEND by deleting the language " an over-the counter product containing pseudoephedrine or ephedrine " from subsection (f) of the amendatory language of Section 1 and by substituting instead the language " a nonexempt product that contains any immediate methamphetamine precursor ".

AND FURTHER AMEND by deleting the language " an over-the counter product containing pseudoephedrine or ephedrine " from the first sentence of subsection (g) of the amendatory language of Section 1 and by substituting instead the language " a nonexempt product that contains any immediate methamphetamine precursor ".

AND FURTHER AMEND by deleting the language “or in a locked case within view of and within twenty-five feet (25’) of the counter.” from subsection (h) of the amendatory language of Section 1:

AND FURTHER AMEND by adding the following language at the end of the subsection (i) of the amendatory language of Section 1:

The NADDI shall be required to arrange for training on use of the system for all pharmacies at a mutually agreed upon time and at no cost to pharmacies by January 1, 2012.

AND FURTHER AMEND by deleting the second sentence of subsection (j) and by substituting instead the following:

The system shall contain an override function that may be used by a dispenser of any immediate methamphetamine precursor who has a reasonable fear of imminent bodily harm if they do not complete a sale or who is acting to fill a valid prescription issued by a licensed physician, certified physician assistant, or nurse authorized under § 63-6-204, who is rendering service under the supervision, control, and responsibility of a licensed physician and who meets the requirements of § 63-7-207(13).

AND FURTHER AMEND by adding the following language at the end of amendatory language of Section 1 as a new subsection (m):

(m) There shall be no protocol or procedure mandated by any individual or corporate entity that interferes with the pharmacist’s professional duty to counsel and evaluate the patient’s appropriate pharmaceutical needs and the exercise of the pharmacist’s professional judgment as to whether it is appropriate to dispense medication.